

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
TERRE HAUTE DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CAUSE NO. 2:09-CR-003-WTL-CMM
	)	
DAVID B. HEARNE,	)	
	)	
Defendant.	)	

**ORDER**

This matter came before the Court on the MOTION TO DISMISS COUNT 1 of the Indictment. The Motion requests the dismissal of Count 1 herein pursuant to the plea agreement whereby the Defendant, DAVID B. HEARNE, guilty to and was convicted of Count 2 herein.

The Court having considered said Motion and being sufficiently advised in the premises, now hereby GRANTS said Motion and ORDERS Count 1 against the Defendant, DAVID B. HEARNE, DISMISSED.

IT IS SO ORDERED this 28th day of June, 2010.

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Hon. William T. Lawrence, Judge  
United States District Court  
Southern District of Indiana